

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Steven A. Rogers

Serial No.: 10/697,103

Filed: October 31, 2003

For: Endpoint Packet Scheduling System

Atty. Docket No.: 006389.00004

Group Art Unit: 2616

Examiner: Scheibel, Robert

Confirmation No.: 9000

SUBSTANCE OF INTERVIEW HELD ON NOVEMBER 29, 2007

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

An in-person interview was conducted between the undersigned attorney of record, inventor Steven Rogers, Examiner Robert Scheibel, and Examiner Wing Chan on November 29, 2007. A brief video demonstration was shown illustrating how packet loss could be avoided by scheduling packets over a network in contrast to non-scheduled packet delivery. Applicant's representative explained that the video was generated based on features disclosed in serial number 10/663,378, by the same inventor, but that the effect of packet scheduling – namely, avoiding packet loss by scheduling packets for delivery over the network – would be the same as the claimed invention in this application. The limitations of each independent claim were discussed and contrasted with the cited prior art – specifically, the requirement in Howe that each network element be modified to coordinate schedules. The arguments made in the response filed on October 16, 2007 were also discussed. The Examiner agreed to consider the differences over the prior art in deciding whether to allow the claims.

Respectfully submitted,
BANNER & WITCOFF, LTD.

Dated this 28th of December, 2007 By:

/Bradley C. Wright/

Bradley C. Wright
Registration No. 38,061

1100 13th Street, N.W.
Washington, D.C. 20005
Tel: (202) 824-3160
Fax: (202) 824-3001